

### REMARKS

Reconsideration of this application, as filed, is respectfully requested.

Claims 1-57 are pending in this application and are subject to a restriction requirement. Applicants request that the Examiner note the additional docket number that has been given to this application (PC20612B). Applicants also request that the Examiner note the attached documents related to the Revocation of Power of Attorney and New Power of Attorney for this application.

### ELECTION/RESTRICTIONS REQUIREMENT

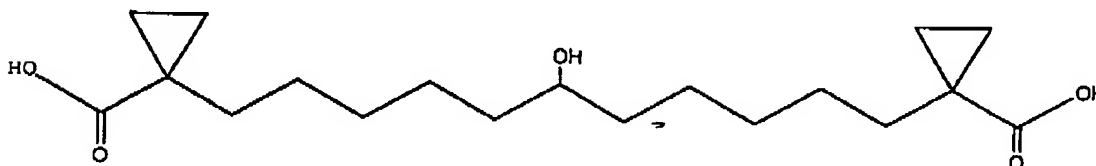
According to the Examiner, restriction to one of the following groups is required under 35 USC 121:

- I. Claims 1-10, 32-33, 55, drawn to compounds of formula (I) and composition thereof, classified in several heterocyclic classes (540, 544, 544, 548, 546) and non-heterocyclic classes (559, 562, etc.), numerous subclasses.
- II. Claims 11-27, 30, 32-33, 55, drawn to compounds of formula (II) and (V) and composition thereof, classified in several heterocyclic classes (540, 544, 544, 548, 546) and non-heterocyclic classes (558, 562, etc.), numerous subclasses.
- III. Claims 28-29, 32-33, 55, drawn to compounds of formula (III) and (IV) and composition thereof, classified in several heterocyclic classes (540, 544, 544, 548, 546) and non-heterocyclic classes (558, 562, etc.), numerous subclasses.
- IV. Claims 31-33, 55, drawn to compound 1 and composition thereof, classified in several heterocyclic classes (540, 544, 544, 548, 546) and non-heterocyclic classes (558, 562, etc.), numerous subclasses.
- V. Claims 31-33, 55, drawn to compounds 2-4 and composition thereof, classified in several heterocyclic classes (540, 544, 544, 548, 546) and non-heterocyclic classes (558, 562, etc.), numerous subclasses.
- VI. Claims 31-33, 55, drawn to compounds 5-6 and composition thereof, classified in several heterocyclic classes (540, 544, 544, 548, 546) and non-heterocyclic classes (558, 562, etc.), numerous subclasses.
- VII. Claims 34-54, 56-57, drawn to various methods of use, classified in several heterocyclic classes (549, 544, 544, 548, 546) and non-heterocyclic classes (558, 562, etc.), numerous subclasses.

In addition to an election of one of the inventions of group I-VII above, the Examiner also required restriction under 35 UC 121, as follows: The Examiner stated that an election of a single compound (or set of compounds) is further required including an exact definition of each substitution on the base molecule (Formula I), wherein a single member at each substituent group or moiety is selected.

The Examiner concluded that because these inventions are distinct for the reasons given and have acquired a separate status in the art because of their recognized divergent subject matter, restriction for examination purposes as indicated is proper. The Examiner noted that a telephone call was made to Tony Insogna on 5/2/05 to request an oral election to the above restriction requirement, but did not result in an election being made.

In reply, Applicants elect, with traverse, Group V (Claims 31-33, 55, drawn to compounds 2-4 and composition thereof, classified in several heterocyclic classes (540, 544, 544, 548, 546) and non-heterocyclic classes (558, 562, etc.), numerous subclasses). Also, Applicants elect, with traverse, the specific compound 2 of claim 31, which has the following structure:



Claim 31, which specifically claims this compound, is independent; however, in reply to the Examiner's request, this compound is within the scope of Claim 1 and formula I as follows:

m is 0;

n is 5;

X is  $(CH_2)_z$ , wherein z is 0;

$R^1$  and  $R^2$  and the carbon to which they are both attached are taken together to form a cyclopropyl group;

$R^{11}$  and  $R^{12}$  and the carbon to which they are both attached are taken together to form a cyclopropyl group;

$Y^1$  is COOH; and

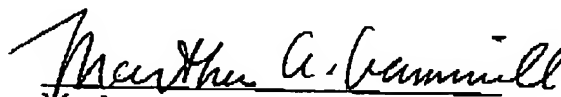
10173-105-999(PC20612B)

Y<sup>2</sup> is COOH.

On the basis of the above remarks, reconsideration of this application and its early allowance are respectfully requested.

Respectfully submitted,

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Attachments:

- Revocation of Power of Attorney  
with New Power of Attorney and  
Change of Correspondence Address
- Statement under 37 CFR 3.73(b)
- Petition for Extension of Time